

**CERTIFICATE OF EXPRESS MAILING**

Express Mail label Number: EL 70887533503  
Date of Deposit: 12/21/99

I hereby certify that this paper is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Name of Representative: Dean A. Craine

Signature: Dean A. Craine

**TITLE: IMPROVED MOLE TRAP**

This is a utility patent application based on a provisional patent application (Serial No. 60/172,054) filed on December 23, 1999.

**BACKGROUND OF THE INVENTION**

Field of the Invention:

This invention relates to animal traps and, more particularly, to animal traps with spring-activated jaws that release a trigger mechanism to kill the animal.

Description of the Related Art:

Many homeowners are troubled by moles that dig holes and tunnels across their yards. Moles are especially hard to eradicate, because they live underground and are nocturnal. Their tunnels run circuitously across the yard approximately 6 to 12 inches in depth and 4 to six inches in diameter. The mole will dig air holes every 6 to 10 feet along a tunnel. The path of the tunnel is determined by the hardness of the soil, the obstacles in the path, and the plant growth in the soil.

DEAN A. CRAINE, P.S.  
400 - 112th Ave. N.E., Ste. 140  
Bellevue, WA 98004  
(425) 637-3033

One common trap used to kill moles, shown and described in U.S. Patent No. 5,307,587 (Zeiger et al.), comprises two u-shaped members, pivotally joined together to form two pairs of scissor-like jaws. A coil spring mounted on a shaft extending transversely between the two u-shaped members forcibly closes the two pairs of jaws. Located vertically on the trap is a pivoting trigger arm connected at one end of one of the u-shaped members. The opposite end of the trigger arm engages a pivoting trigger plate. When the trigger arm is engaged on the trigger plate, the trigger arm temporarily holds the u-shaped members in an opened or armed position. When a mole moves under or through the trap, the trigger arm is released, causing the jaws to automatically close around the animal.

In order for the trap to work properly, it must be positioned vertically in the mole's tunnel (see Fig. 2) so that the mole contacts the trip plate when the mole moves between the jaws. Although a mole has limited intelligence, it will recognize a foreign object such as a metal trap placed in its tunnel. If the mole detects the trap, and if the soil around the trap is loose or soft, the mole will dig or burrow into the surrounding soil to avoid the trap. If the soil under and around the trap is hard or undisturbed, the mole may turn around or proceed into the tunnel and activate the trap. Thus, it is important that the trapper properly position the trap inside the tunnel without disturbing the surrounding soil.

Because these traps must be precisely placed into the tunnel in an armed state, most landowners will not use them. What is needed is an improved mole trap that is easier and safer for homeowners to use.

## SUMMARY OF THE INVENTION

It is an object of the present invention to provide an improved spring-activated mole

1 trap that is safe to use by homeowners or non-professionals.

2 It is a further object of the present invention to provide such a mole trap that enables  
3 the user to more accurately position the mole trap in the hole.

4 These and other objects are met by an improved spring-activated mole trap that  
5 includes a foot set bar to enable the user to use his or her foot to initially activate the trap, a  
6 limiting trigger bar that prevents the trap's jaws from snapping rearward and injuring the  
7 trapper's fingers while setting the trap or positioning the trap in the hole, a pair of handles  
8 that extend upward from the trap that enable the user to more accurately position the trap  
9 inside an existing hole or tunnel without disturbing the tunnel. The improved trap also  
10 includes a wider, re-aligned trip plate that is located closer to the soil to prevent a mole from  
11 burrowing under the trap, bypassing the clamping jaws, and thus escaping the trap.

## 12 13 **BRIEF DESCRIPTION OF THE DRAWINGS**

14 Fig. 1 is a perspective view of the improved mole trap disclosed herein.

15 Fig. 2 is a side elevational view of the improved mole trap.

16 Fig. 3 is a perspective view of the foot pedal used to activate the mole trap.

17 Fig. 4 is a side elevational view of the foot pedal.

18 Fig. 5 is a front elevational view of the foot pedal.

19 Figs. 6-7 are side elevational views of the mole trap being armed by a trapper using  
20 the foot pedal.

## 21 22 **DESCRIPTION OF THE PREFERRED EMBODIMENT(S)**

1 In the accompanying Figs. 1-7, there is shown an improved mole trap 8 designed to  
2 address the safety and efficacy problems associated with currently available mole traps.

3 The mole trap 8 includes two u-shaped members 20, 30 pivotally joined together by a  
4 transversely aligned shaft 12. The first u-shaped member 20 is disposed inside the larger  
5 second u-shaped member 30. The ends of the shaft 12 extend through the members 20, 30 to  
6 hold them together.

7 Each first and second u-shaped members 20, 30 includes an upper arc section, 21, 31,  
8 respectively, and two forward extending legs 23, 25 and two rearward extending legs 33, 35,  
9 respectively. Each leg 23, 25, 33, 35 includes a serrated inside surface 24, 26 and 34, 36,  
10 respectively. The surfaces 24, 34, and 26, 36 face each other, thereby forming two parallel  
11 clamping jaws, generally referred to as 9, 10. The upper arc sections 21, 31 and the legs 24,  
12 25 and 34, 35 are slightly offset in alignment so that the opposing clamping jaws 9, 10 open  
13 when the upper arc sections 21, 31 are aligned and registered. Aligned transversely between  
14 the two legs 23, 25 on the first u-shaped member 20 is a cross member 28 that supports the  
15 centrally located trigger 45. Aligned transversely between the two legs 33, 35 on the second u-  
16 shaped member 30 and opposite the cross member 28 is a second cross member 38 which  
17 acts as a contact surface for the coil spring 40.

18 Disposed around the shaft 12 is a coil spring 40. One leg 41 of the coil spring 40  
19 extends downward and presses against the cross member 28 while the opposite leg 42 of the  
20 coil spring 40 extends downward and presses against a second cross member 38. During use,  
21 the coil spring 40 forces the legs 41, 42 inward thereby causing the two pairs of clamping  
22 jaws 9, 10 to close.

1 A safety latch 56 located centrally on the upper arc portion 21 is also provided, which  
2 is used to hold the first and second u-shaped members 20, 30 in an aligned position, and to  
3 open clamping jaws 9 and 10.

4 Pivotaly attached to the upper arc portion 31 of the second u-shaped member 30 is a  
5 trigger rod 52. The trigger rod 52 includes an eyelet 53, which surrounds the member 30 and  
6 enables the trigger rod 52 to rotate freely therearound. The trigger rod 52 has a sufficient  
7 length so that the tip of the trigger rod 52 touches the upper trigger plate 46 located on the  
8 improved trigger mechanism 45 discussed further below. Formed on the distal end of the  
9 upper trigger plate 46 is an upward extending lip 49 which, when the mole trap 8 is armed, is  
10 engaged by the trigger rod 52.

11 During normal use, the upper arc sections 21, 31 of the first and second u-shaped  
12 members 20, 30, respectively, are manually forced together into an aligned position, and the  
13 clamping jaws 9, 10 are opened. The safety latch 56 is then used to hold the two u-shaped  
14 arc members 21, 31 in an aligned position to open the two pairs of clamping jaws 9, 10. The  
15 trigger rod support plate 44 is then rotated on the cross member 28 so that the tip of the  
16 trigger rod 52 engages the extending lip 49. The mole trap 8 may then be positioned  
17 vertically in the mole's tunnel 90, shown in Fig. 2.

18 The first improvement to the mole trap 8 includes the limiting means for the trigger  
19 rod 52 that prevents the trigger rod 52 from snapping rearward and injuring the trapper's  
20 fingers while arming or setting the mole trap 8. The limiting means for the trigger rod 52 is a  
21 u-shaped member 60 attached to the upper arc 31 of the second u-shaped member 30. The u-  
22 shaped member 60 extends forward and prevents the trigger rod 52 from rotating upward

1 more than approximately 45 degrees, thus protecting the trapper's hands and fingers placed  
2 on the member 30 if the safety latch 56 and the trigger rod 52 are accidentally released.

3 The second improvement is a pair of handles 70, 80 that extend upward from  
4 opposite sides of the mole trap 8. During use, the handles 70, 80 enable the mole trap 8 to be  
5 held safely with two hands. The handles 70, 80 are longitudinally aligned with the second u-  
6 shaped member 30 so that the mole trap 8 may be held vertically, and forced into the tunnel  
7 90 as shown in Fig. 2. The handles 70, 80 also have sufficient length so that if the mole trap  
8 8 is accidentally activated, the trapper's hands and fingers will not be injured. In the  
9 embodiment shown in Figs. 1 and 2, each handle 70, 80 includes a long longitudinally  
10 aligned member 72, 82, respectively, attached at one end to the outer edges of the second u-  
11 shaped member 30. Formed integrally on the distal end of each longitudinally aligned  
12 member 72, 82 is a rearward extending member 73, 83, respectively, which act as gripping  
13 surfaces. Each handle 70, 80 may also include a support member 74, 84 that extends  
14 diagonally outward from the central axis of the upper arc portion 31 to the longitudinally  
15 aligned member 72, 82, respectively, to provide support when positioning the mole trap 8 in  
16 the tunnel 90.

17 The third embodiment of the mole trap 8 includes an improved trigger mechanism 45  
18 designed to prevent the mole from moving under or around the mole trap 8 without  
19 activating the mole trap 8 when placed it inside the tunnel 90, The improved trigger  
20 mechanism 45 includes a z-shaped plate 46 with an upper trigger plate 46 and a lower  
21 trigger plate 47. As shown in Fig. 2, the lower trigger plate 47 is offset and extends below  
22 the longitudinal axis of the upper trigger plate 46 thereby disposing it closer to the soil in the  
23 bottom of the tunnel 90. In the prior art, the trigger plate 47', shown by phantom lines, is

1 straight, thereby creating a larger escape route for a mole. The improved trigger plate 47 is  
2 wider and positioned closer to the soil so that the mole must contact the trigger plate 48 when  
3 moving between the two pairs of clamping jaws 9, 10.

4 The fourth improvement is shown in Figs. 3-6 and includes a foot bar 100. As shown  
5 in Figs. 3-4, the foot bar 90 includes an elongated bar 91 with a v-shaped notch 92 formed on  
6 its distal end. Integrally formed on its opposite end is a short, perpendicularly aligned leg 93  
7 that attaches to a perpendicularly aligned base plate 94. As shown in Figs. 6 and 7, during  
8 use, the trapper places the mole trap 8 on the ground 98, then disposes the foot bar 100 on  
9 one side of the mole trap 8, so that the notch 92 on the elongated bar 90 is placed against the  
10 notch 22 on the first u-shaped member 20. The trapper then places his or her foot 96 on the  
11 foot bar 100 and steps downward to align the upper arc sections 21, 31. The safety latch 56  
12 is then used to hold the arc sections to 21, 31 together.

13 During use, the trapper selects an improved mole trap 8 and places it on a firm  
14 surface so that the first u-shaped member 20 extends upward and above the second u-shaped  
15 member 30. The foot bar 100 is then selected and used to activate the trap 8. The trigger rod  
16 52 is then positioned to engage the trigger plate 48, and the safety latch 56 is then used to  
17 hold the arc portions 21, 31 of the u-shaped members 20, 30, respectively, together. The user  
18 may lift his foot 96 and remove the foot bar 100.

19 Next, the trapper selects an air hole made by the mole. The top layer of dirt around  
20 the air hole may be removed to provide access to the tunnel 90. The trapper then grabs the  
21 two handles 70, 80 with both hands and positions the trap 8 vertically so that the clamping  
22 jaws 9, 10 are facing downward, then forces it firmly downward into the soil. Because the  
23 sides of the tunnel 90 must not be disturbed, considerable force must be used to force the mole

1 trap 8 into the tunnel 90. The mole trap 8 must be vertically and centrally aligned inside the  
 2 tunnel 90 so that a mole moving longitudinally inside the tunnel 90 passes between the two  
 3 clamping jaws 9, 10 transversely aligned in the tunnel 90. Small rocks may be placed in the  
 4 sides of the tunnel 90 and under the trigger plate 48 to discourage the mole from detecting  
 5 and digging around or under the mole trap 8. Once properly positioned inside the tunnel 90,  
 6 the safety latch 56 is removed, and the mole trap 8 is now ready to operate.

7 In compliance with the statute, the invention, described herein, has been described in  
 8 language more or less specific as to structural features. It should be understood, however,  
 9 the invention is not limited to the specific features shown, since the means and construction  
 10 shown comprise only the preferred embodiments for putting the invention into effect. The  
 11 invention is, therefore, claimed in any of its forms or modifications within the legitimate and  
 12 valid scope of the amended claims, appropriately interpreted in accordance with the doctrine  
 13 of equivalents.

14  
 15  
 16  
 17  
 18  
 19  
 20  
 21  
 22  
 23